

Taylor L. Waite, Special Administrator
1671 W. Horizon Ridge Pkwy, Suite 200
Henderson, NV 89012
Telephone: (702) 476-5900
Facsimile: (702) 924-0709
taylor@clearcounsel.com
*Special Administrator of the Estate
Of M. David Fesko*

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

M. DAVID FESKO,

Defendants.

Case No. 2:20-cv-00367-APG-EJY

**UNOPPOSED MOTION TO EXTEND
TIME FOR DEFENDANT TO
RESPOND TO THE COMPLAINT
(2nd Request)**

Motion

Defendant, Taylor L. Waite, Special Administrator of the Estate of M. David Fesko (“Defendant”), moves the Court to extend the time for Defendant to respond to the complaint by 120 days to give the parties the opportunity to continue their global settlement discussions. Mr. Waite and Counsel for the United States, Jeremy N. Hendon, corresponded via email regarding the request to extend the time pending further settlement discussions. Mr. Hendon stated that the United States does not oppose the requested relief. *See* Email exchange between Jeremy N. Hendon and Taylor Waite, a true and correct copy of which is attached hereto.

Memorandum of Points and Authorities

The current deadline to respond to the complaint is September 12, 2022. The United States, the Estate of M. David Fesko, and heirs of M. David Fesko (his three sons) have been involved in global settlement discussions with the Chapter 7 Trustee for the bankruptcy action filed by M. David Fesko before his death to resolve all claims against the parties. The parties have scheduled a settlement conference with the IRS and Chapter 7 Trustee on November 3, 2022. The United States and Mr. Waite, as special administrator of the Estate of M. David Fesko, respectfully request the Court extend the time for Defendant to file a response to the complaint in this action by 120

1 days from the date of filing an order regarding the instant Motion. This will allow the parties to
2 attend the settlement conference and continue global settlement discussions.

3 For the foregoing reasons, Taylor Waite, as special administrator of the Estate of M. David
4 Fesko, requests the Court to grant this motion to extend the deadline for Defendant to file a
5 response to the complaint by 120 days form the date the Court issues its order.

6 Dated: September 9, 2022.

7 Taylor L. Waite, Special Administrator

8 /s/ Taylor L. Waite

9 Taylor L. Waite

10 *Special Administrator of the Estate of M. David*
Fesko

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12 IT IS SO ORDERED.

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15 U.S. MAGISTRATE JUDGE

16 Dated: September 9, 2022
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